

(3) THE COURT SHALL HOLD A HEARING TO DETERMINE IF THERE ARE SUFFICIENT GROUNDS TO FIND THE SUPERVISEE IN VIOLATION.

(4) AT A HEARING UNDER THIS SUBSECTION, THE COURT MAY CONSIDER:

(I) ANY MATERIAL CHANGE IN THE SUPERVISEE'S FINANCIAL STATUS;

(II) GOOD FAITH EFFORTS OF THE SUPERVISEE TO PAY THE FEE; AND

(III) ALTERNATIVE MEANS TO ENSURE PAYMENT OF THE FEE BEFORE THE PERIOD OF SUPERVISION ENDS.

(G) PAYMENT FOR DRUG OR ALCOHOL ABUSE TESTING.

(1) IN ADDITION TO FEES IMPOSED UNDER THIS SECTION, THE DIVISION OF PAROLE AND PROBATION MAY REQUIRE A SUPERVISEE TO PAY FOR DRUG OR ALCOHOL ABUSE TESTING IF THE COURT ORDERS TESTING.

(2) FAILURE TO MAKE A PAYMENT REQUIRED FOR DRUG OR ALCOHOL ABUSE TESTING MAY BE CONSIDERED GROUNDS FOR REVOCATION OF PROBATION BY THE COURT.

(3) THE DIVISION OF PAROLE AND PROBATION MAY EXEMPT A SUPERVISEE AS A WHOLE OR IN PART FROM A PAYMENT FOR TESTING IF THE DIVISION DETERMINES THAT ANY OF THE CRITERIA IN SUBSECTION (D) OF THIS SECTION APPLY.

(H) DUTIES OF DIVISION OF PAROLE AND PROBATION.

THE DIVISION OF PAROLE AND PROBATION SHALL:

(1) ADOPT GUIDELINES FOR COLLECTING THE SUPERVISION FEE;

(2) ADOPT GUIDELINES FOR COLLECTING THE COST OF DRUG AND ALCOHOL TESTING;

(3) INVESTIGATE REQUESTS FOR AN EXEMPTION FROM PAYMENT, IF THE COURT REQUESTS AN INVESTIGATION;

(4) KEEP RECORDS OF ALL PAYMENTS BY EACH SUPERVISEE; AND

(5) REPORT DELINQUENCIES TO THE COURT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 641B.

In subsections (b), (c)(1), and (f)(1) of this section, the reference to fees "imposed" is substituted for the former reference to fees "assessed" to conform to the terminology used throughout this section.

In subsection (b) of this section, the reference to the defined term